

REMARKS**I. Status of the Claims:**

Claims 1-8, 11, 21 and 37 are pending in the application. Claim 2 would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervenining claims. Applicants wish to thank the Examiner for the indication of allowable subject matter.

By this Amendment, claims 1, 21 and 37 have been amended to incorporate the allowable subject matter of dependent claim 2, claim 2 been canceled without prejudice or disclaimer, and dependent claims 3-6 (which depended from claim 2) have been amended to depend from claim 1. Claims 38-49 have been newly added and also include the allowable subject matter of dependent claim 2. No new matter has been introduced by this Amendment.

Upon entry of this Amendment, claims 1, 3-8, 11, 21 and 37-49 would be pending.

II. Rejection Under 35 U.S.C. §112, ¶2:

Claims 1-8, 11, 21 and 37 have been rejected under 35 U.S.C. §112, second paragraph as containing insufficient antecedent basis for the following recited language, e.g., “the ordering side and delivery side” and “packages”. Claims 2-8 and 11 have been rejected as they depend from already rejected claim 1.

Applicants have amended independent claims 1, 21 and 37 to address the antecedent basis concerns of the Examiner and are believed to be definite. Thus, reconsideration and withdrawal of the rejection under 35 U.S.C. §112, second paragraph, of the rejected claims are respectfully requested.

III. Rejections Under 35 U.S.C. §103:

Claims 1, 4-8, 11, 21 and 37 have been rejected under 35 U.S.C. §103(a) as being unpatentable over Cornett et al. (U.S. Patent No. 5,216,612) in view of DeBusk et al. (U.S. Patent No. 5,682,728). Claim 3 has been rejected under 35 U.S.C. §103(a) as being unpatentable over Cornett et al. in view of DeBusk et al. and further in view of Wagner (U.S. Patent No. 4,980,826). Applicants respectfully traverse these rejections as follows.

Independent claims 1, 21 and 37 has been amended to incorporate the allowable subject matter of claim 2. As such, claims 1, 21 and 37 and their dependent claims are believed to be in allowable form.

IV. New Claims 38-49:

New independent claims 38, 42 and 46 also incorporate the allowable subject matter of claim 2 and, thus, claims 38, 42 and 46 and their dependent claims are believed to be allowable for at least this reason.

CONCLUSION

Based on the foregoing amendments and remarks, Applicants respectfully request reconsideration and withdrawal of the rejection of claims and allowance of this application.

AUTHORIZATION

The Commissioner is hereby authorized to charge any additional fees which may be required for consideration of this Amendment to Deposit Account No. 13-4503, Order No. 1232-4457.

In the event that an extension of time is required, or which may be required in addition to that requested in a petition for an extension of time, the Commissioner is requested to grant a petition for that extension of time which is required to make this response timely and is hereby authorized to charge any fee for such an extension of time or credit any overpayment for an extension of time to Deposit Account No. 13-4503, Order No. 1232-4457.

Dated: 5/27/05By: 

Respectfully submitted,
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